



IT IS ORDERED as set forth below:

Date: January 22, 2020

A handwritten signature in black ink, appearing to read "B. Ellis-Monro".

Barbara Ellis-Monro
U.S. Bankruptcy Court Judge

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION**

IN RE:

ASPEN VILLAGE AT LOST MOUNTAIN
ASSISTED LIVING, LLC,

Debtor.

CASE NO. 19-40262-BEM

CHAPTER 11

**ORDER DIRECTING THE UNITED STATES TRUSTEE
TO APPOINT A PATIENT CARE OMBUDSMAN**

On February 5, 2019, Debtor filed the above-captioned case. Because Debtor appeared to qualify as a health care business as defined in 11 U.S.C. § 101(27A), although it did not identify itself as such, the Court held a hearing on the appointment of a patient care ombudsman on March 1, 2019 pursuant to 11 U.S.C. § 333(a)(1) and Federal Rule of Bankruptcy Procedure 2007.2. The Court found that the appointment of a patient care ombudsman was not necessary for the protection of patients under the specific facts of the case and declined to appoint one in its Order of March 1, 2019. [Doc. 53]. The March 1, 2019 Order provided that it was without prejudice as to the Court later appointing a patient care ombudsman.

pursuant to Federal Rule of Bankruptcy Procedure 2007.2(b) or as to any party in interest raising the issue of the appointment of a patient care ombudsman at a later date. Pursuant to the March 1, 2019 Order, on December 3, 2019, the United States Trustee filed a motion for appointment of a patient care ombudsman (the “Motion”) [Doc. 161]. The Motion came before the Court for hearing on January 21, 2020.

No objections to the relief requested in the Motion were heard. Debtor appeared through its counsel, Leslie Pinyero and Leon Jones and the United States Trustee appeared through its counsel, Vanessa Leo. Pursuant to the Court’s Order of March 1, 2019, and hearing no opposition, the Court finds that appointment of a patient care ombudsman is necessary pursuant to 11 U.S.C. § 333 and Federal Rule of Bankruptcy Procedure 2007.2. Accordingly, it is

ORDERED that the Motion [Doc. 161] is GRANTED and the United States Trustee is directed to appoint a Patient Care Ombudsman.

END OF ORDER

Distribution List

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ALL CREDITORS AND PARTIES